

**KNOX COUNTY ZONING RESOLUTION
APPENDIX D
RECREATIONAL MARIJUANA ORDINANCE**

Purpose

The purpose of this ordinance is to promote and encourage economic development, while maintaining order in the growth of the Recreational Cannabis Businesses under the Cannabis Regulation and Tax Act in Knox County, while ensuring protection of the health, safety and welfare of the residents of Knox County. This ordinance shall not be deemed to nullify any provisions of local, state or federal law.

Definitions

Definitions for all Recreational Cannabis Businesses for Knox County Zoning purposes are as follows and come from the Cannabis Regulation and Tax Act, (410 ILCS 705), as it may be amended from time-to-time and regulations promulgated thereunder. The use of Cannabis is legal for persons 21 years of age and older.

Cannabis - marijuana, hashish, and other substances that are identified as including any parts of the plant Cannabis sativa and including derivatives or subspecies, such as indica, of all strains of cannabis, whether growing or not; the seeds thereof, the resin extracted from any part of the plant; and any compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannabinol derivatives, whether produced directly or indirectly by extraction; however, "cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. "Cannabis" does not include industrial hemp as defined and authorized under the Industrial Hemp Act. "Cannabis" also means concentrate and cannabis-infused products.

Cannabis Business Establishment - a cultivation center, craft grower, processing organization, dispensing organization, or transporting organization.

Cannabis Testing Facility - an entity registered by the Department of Agriculture to test cannabis for potency and contaminants.

Craft Grower - a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization. A craft grower may contain up to 5,000 square feet of canopy space on

its premises for plants in the flowering state. The Department of Agriculture may authorize an increase or decrease of flowering stage cultivation space in increments of 3,000 square feet by rule based on market need, craft grower capacity, and the licensee's history of compliance or noncompliance, with a maximum space of 14,000 square feet for cultivating plants in the flowering stage, which must be cultivated in all stages of growth in an enclosed and secure area. A craft grower may share premises with a processing organization or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership.

Cultivation Center - a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, process, transport (unless otherwise limited by this Act), and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments.

Dispensary / Dispensing Organization - a facility operated by an organization or business that is licensed by the Department of Financial and Professional Regulation to acquire cannabis from a cultivation center, craft grower, processing organization, or another dispensary for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia, or related supplies under this Act to purchasers or to qualified registered medical cannabis patients and caregivers. As used in this Act, dispensary organization shall include a registered medical cannabis organization as defined in the Compassionate Use of Medical Cannabis Pilot Program Act or its successor Act that has obtained an Early Approval Adult Use Dispensing Organization License.

KNOX COUNTY DOES NOT ALLOW ANY ON SITE CONSUMPTION OF CANNABIS.

Infuser Organization / Infuser - a facility operated by an organization or business that is licensed by the Department of Agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product.

Processing Organization / Processor - a facility operated by an organization or business that is licensed by the Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product.

Transporting Organization / Transporter - an organization or business that is licensed by the Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program. A Transporting organization agent identification card is issued by the Department of Agriculture that identifies a person as a transporting organization agent and is required to do this.

Requirements

- All licenses required by the IL Cannabis Regulation and Tax Act must be obtained and a copy provided to the Knox County Zoning Department.
- All other requirements provided in the IL Cannabis Regulation and Tax Act must be followed.
- All Cannabis Businesses will require a Conditional Use Permit approved by the Zoning Board of Appeals, the Zoning Department’s County Board Committee, and the Full County Board.

Set Back Requirements in ALL Zoning Districts

- 500 feet from ALL Residential Occupied Dwellings.
- 1,000 feet from ALL structures of pre-existing public/private nursery schools, preschools, schools, day care centers, day care homes, nursing homes, public parks, places of worship, and public libraries.

Zoning Districts Allowed

Dispensary – allowed in the: “A” Agricultural / “C” Conservation / “B” Business / “B-2” Hwy Business / “M” Industrial Zoning Districts with a Conditional Use Permit.
(In the “A” & “C” Zoning Districts - only allowed when located on State and Federal Hwys or highways interchanging with Interstate 74, (off street parking & sign regulations apply.)

Cannabis Testing Facility
Craft Grower
Cultivation Center
Infuser
Processor
Transporter

} allowed in the “A” Agricultural / “C” Conservation / “B-2” Business Hwy / “M” Industrial / “M-2” Heavy Industrial Zoning Districts with a Conditional Use Permit